

1 JAMES C. STURDEVANT (SBN 94551)
2 MONIQUE OLIVIER (SBN 190385)
3 WHITNEY HUSTON (SBN 234863)
4 THE STURDEVANT LAW FIRM
5 A Professional Corporation
6 354 Pine Street, Fourth Floor
7 San Francisco, California 94104
8 Telephone: (415) 477-2410
9 Facsimile: (415) 477-2420
10 Email: jsturdevant@sturdevantlaw.com; molivier@sturdevantlaw.com;
11 whuston@sturdevantlaw.com

12 ARTHUR D. LEVY (SBN 95659)
13 Three Embarcadero Center, Suite 1650
14 San Francisco, California 94111
15 Telephone: (415) 702-4550
16 Facsimile: (415) 814-4080
17 Email: arthur@yesquire.com

18 *Attorneys for Plaintiffs and Counterdefendants*
19 Krista O'Donovan and Eduardo de la Torre

20 BRAD W. SEILING (SBN 143515)
21 NOEL S. COHEN (SBN 219645)
22 LYDIA M. MENDOZA (SBN 247916)
23 MANATT, PHELPS & PHILLIPS, LLP
24 11355 West Olympic Boulevard
25 Los Angeles, CA 90064-1614
26 Telephone: (310) 312-4000
27 Facsimile: (310) 312-4224
28 Email: bseiling@manatt.com; ncohen@mannatt.com;
lemendoza@mannatt.com

Attorneys for Defendant and Counterclaimant
CashCall, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

KRISTA O'DONOVAN and EDUARDO
DE LA TORRE, individually and on behalf
of all others similarly situated,

Plaintiff,

vs.

CASHCALL, INC., a California
Corporation, and DOES 1 through DOE 50,
Inclusive,

Defendants.

Case No. C 08-03174 MEJ

STIPULATION TO EXTEND ADR
COMPLIANCE FOR A PERIOD OF 120
DAYS IN LIGHT OF CLASS
CERTIFICATION MOTION SCHEDULING

1 The parties, through their counsel of record, stipulate as follows and on these
2 grounds request that the Court extend the date for ADR compliance for a period of 120 days from
3 December 24, 2009 to April 23, 2010:

- 4 1. The parties have selected mediation as their preferred ADR option.
- 5 2. By Order dated September 25, 2009, the Court appointed F. Daniel Sharp to conduct
6 the mediation under the ADR program.
- 7 3. Pursuant to the Court's ADR Rules and Orders, the mediation must now be concluded
8 by December 24, 2009, which is 90 days after the mediator's appointment.
- 9 4. On October 13, 2009, the mediator conducted a telephone conference with counsel of
10 record. At that time, the mediation was scheduled for December 8, 2009, with the agreement that if
11 the parties concluded that that date was too early for a meaningful mediation to occur, the parties
12 would seek an extension from the Court.
- 13 5. The parties now agree that holding the mediation before the briefing of the class
14 certification motion, which is scheduled to commence on March 4, 2010 and culminate in the
15 hearing of the class certification motion on April 22, 2010, would not be productive.
- 16 6. The parties therefore request the Court extend the date for completing the mediation
17 for a period of 120 days to and including April 23, 2010. This would enable the parties to conduct
18 the mediation after substantial briefing of the class certification motion and prior to the hearing of
19 the motion.

20 Dated: December 1, 2009

/s/ Arthur D. Levy
Attorneys for Plaintiffs and Counterdefendants
Krista O'Donovan and Eduardo de la Torre

23 Dated: December 1, 2009

/s/ Brad Seiling
Attorneys for Defendant and Counterclaimant
CashCall, Inc.

25 PURSUANT TO STIPULATION, IT IS SO ORDERED.

26 Dated: December 2, 2009


Honorable Magistrate Judge
United States District Court